

FILED**Jun 15 - 2025**

John M. Domurad, Clerk

Family-Name Wishengrad; Given-Name Marc-David
Sui Juris sovereign man one of we the people
 Moving Party Of Real Interest, *Claimant at Law*, a
 self governed man, having taken **dominion over**
Juris of the Land, Air, Water, Law

IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF NEW YORK

De facto Color Of Law Agencies/Persons)
 So Named THE PEOPLE OF THE STATE)
 OF NEW YORK et al, Officer Fagerstrom)
 shield 251 Rosendale Police Dept., Deputy)
 Broadhead shield 67 Ulster County Sher-)
 iff's Office, Scott W. Schaffrick Chief of)
 Police Town of Rosendale, Judge Christo-)
 pher Ragucci, Court Clerk Denise De-)
 Hardt, Court Clerk Rebecca Stokes, Dis-)
 trict Attorney Anthony Stephens, Et al)
 Trespassers)

Case/ Incedent #: 2025-0001026: THE PEOPLE OF
 THE STATE OF NEW YORK Notice Of Special
 Divine Appearance
 Status Standing Dominion
 To be Treated as a Certified/Sworn
 Affidavit In Writing, Affidavit For *Common Law*
Writ of Injunction

United States District Court # 1:25-cr-253 (PJE)

Notice Of Removal from State Court
Re-Filed. Jurisdiction is 28 U. S. C. § 1455 (a)
criminal jurisdiction and 28 U.S.C. § 1446 Civil
Jurisdiction.

Against

MARC D. WISHENGRAD FICTITIOUS
 PERSON Alleged Defendant

Notice Of Removal Of State Court Action To United States District Court

Law: The United States Supreme Court has ruled that a **natural individual entitled to relief is**
"entitled to free access..... to its judicial tribunals and public offices in every State in the Union"
 (2 Black 620; see also: Crandell vs. Nevada, 6 Wall 35). Plaintiff should not be charged fees or costs
 for the lawful and constitutional right to petition this court in this matter in which he is entitled to
 relief, as it appears that the filing fee rule was originally implemented for fictions and subjects of
 government, and should not be applied to the moving party the natural private man who is a natural
 man and entitled to relief (Hale vs. Henkel, 201 U.S. 43)

(1) To THE HONORABLE CLERK OF THE UNITED STATES DISTRICT COURT FOR
 THE NORTHERN DISTRICT OF NEW YORK

Please take notice that the alleged defendant MARC D. WISHENGRAD FICTITIOUS has removed to
 the UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF NEW YORK
 claims and causes of action in the civil/criminal action styled "*STATE OF NEW YORK*" vs *MARC D.*
WISHENGRAD FICTITIOUS Incedent #: 2025-0001026 "State Court Action" in the THE STATE

COURT OF ROSENDALE, ULSTER COUNTY STATE OF NEW YORK pursuant to 28 U. S. C. § 1455 (a) criminal jurisdiction and 28 U.S.C. § 1446 Civil Jurisdiction. A copy of all process, pleadings and orders served upon defendant to date in the State Court Action are attached.

(2) Defendant's grounds for removal are as follows:

This Action is Founded on Constitutional Protected Rights, Claims and Right Arising under United States Constitution and the Laws of the United States. And **a direct constitutional violation** Fourth, Fifth, Sixth Amendments **violation and well established law pertaining to the** State prosecution having authority to commence a civil or criminal action, and the State court did not have jurisdiction **in this matter.**

(3) 42 U.S.C. § 1981. The State Court Action is removable to this Court pursuant to 28 U.S.C. § 1441(a) and or 28 U.S. Code § 1455 (a) as plaintiff's cause of action is a federal question arising under United States Constitution, the laws of the United States, specifically, the **right to a common Law trial by jury of ones peers** and *Fact as the record shows this State case Removal is in fact only filed as a "United States Constitution VII Amendment **Right to a trail by jury**" and is in accordance with Federal Rules of Civil Procedure Rule 38 (a) questions for a **trail by jury to decide only** against the plaintiffs named above, **not a Magistrate Judge**, and must be corrected immediately by moving forward in this matter by as a **trail by jury to decide only, and***

(4) *Sherer v. Cullen, 481 F 946* "There can be no sanction or penalty imposed upon one because of his exercise of constitutional rights.",

Brief to be filed separately after Notice Of Removal To Correct the record, by Facts In-Law Proving The State Court had No Authority, and Subject-Matter Jurisdiction, and counterclaim against plaintiff that is hereby incorporated as fully stated herein to be filed timely manner

(5) Accordingly, this matter presents a federal question and removal is appropriate under 28 U.S.C. § 1441, and or 28 U.S. Code § 1455 (a)

(6) This Notice of Removal is Timely and Complete and Has Been Properly previously Served.

(7) The alleged Defendant was forcefully made to appeared in the State action on May 13, 2025 and continue to do so with out authority nor jurisdiction, This Notice is therefore timely filed pursuant to 28 U.S.C. § 1446(b), 28 U.S.C. § 1441(a) , and or 28 U.S. Code § 1455 (a) This Court has personal jurisdiction over the parties.

Defendant is the only named defendant in the Complaint. All requirements for removal are met. See *Emrich v. Touche Ross & Co.*, 846 F.2d 1190, 1193 n.1 (9th Cir. 1988). Defendant has provided written notice of this Notice to the District Attorney of record for plaintiff. A true and complete copy of this Notice will be filed in the State Court Action.

Verification:

(8) I, the private man non-resident Family-Name Wishengrad; Given-Name Marc-David **beneficiary Claimant at Law** do hereby declare according to the Laws **for the united states of America** present to **United States Code 28 U. S. 1746 (1) Without the United States** that the foregoing accounting of facts above are factual and correct, complete and not misleading in any way to the best of my knowledge so help me, and If a fact stated herein, is proven wrong by facts, law, and evidence, I reserve the right to "Amend" this document for the "facts" to be clearly stated, and

June 12, 2025

Autograph: 

Family-Name **Wishengrad**; Given-Name **Marc David**
Name Holder/Controller/Beneficiary and Authorized Representative
U. C. C. 3-603 (b) Tender of Payment for Adjustment,
"Without Recourse U. C. C. 3-414(d), (e)" and
All Rights Reserved: U.C.C.1-308/1-207; U.C.C.1-103
without recourse regulated by U. C. C. 3-402(b) (1) for the
Estate Private Trust **MARC D. WISHENGRAD**
Non-Domestic Without United States Zip Exempt

care of post-office Box #3 Jefferson, New York

Phone: 917-701-7675

Email: MarcDavid67@pronton.me

Notary public as JURAT CERTIFICATE

New York state }

New York county }

On June 12, 2025 date before me,

Steven Rojas, a Notary RePublic, personally appeared Family-Name: Wishengrad; Given-Name: Marc David who proved to me on the basis of satisfactory evidence to be the man whose Name is subscribed to the within instrument and acknowledged to Me that he executed the same in his authorized capacity, And that by his autograph(s) on the instrument the man executed, the instrument.

I certify under PENALTY OF PERJURY under the lawful laws of New York state and that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature of public Notary as Jurat



seal

STEVEN ROJAS
Notary Public - State of New York
No. 01RO0020112
Qualified in New York County
My Commission Expires Jan. 19, 2028

In The Constitutional Common-Law Rosendale Justice Court Ulster county New York

De facto Color Of Law Agencies/Persons So Named THE
PEOPLE OF THE STATE OF NEW YORK et al, Offi-
cers Judges et al, All District Attorneys Et al Trespasser

Ticket No. ADFDR01K9DCQ3, DRO1K9DCLX,
DR01K9DC32, DR01K9DCCW, DR01K9DCF8,
DR01K9DCGH

Against

MARC DAVID WISHENGRAD PERSON Alleged De-
fendant

Counter-claimant

Family Name Wishengrad: Given-Name Marc David
Sui Juris sovereign man one of we the people
Moving Party Of Real Interest, *Claimant at Law*, a self
governed man, having taken **dominion over Juris of the**
Land, Air, Water, Law

Declaration by **Order to Show Cause and Notice Of Special
Divine Appearance Status Standing Dominion
To be Treated as a Certified/Sworn Affidavit In Writing,
Affidavit For Common Law Writ of Injunction By Claimant at
Law against Trespassers who are Attempting to Unlawfully
force statutory jurisdiction upon Claimant by violating my
Rights under Color of law in violations of 18 U. S. C. 341, 342,
state constitution and united states of America Constitutional
Fourth, Fifth and Sixth Amendment violations, New York Law, a
Brady violation see U.S. Supreme Court Volume 373, Brady v.
Maryland, 373 U.S. 83 and acting under Color of law violations
of United States code 18 USC 241, 242, 18 U. S. C. 2381, 18 U.
S. C. 115, and 22 U. S. C. 611 and loses their qualified
immunity.**

vs

Counter defendants

De facto Color Of Law Agencies/Persons So Named THE
PEOPLE OF THE STATE OF NEW YORK et al, Offi-
cers Judges et al, All District Attorneys Et al Trespasser

NOTICE TO: THE ABOVE DE FACTO GOVERNMENTAL SERVICES CORPORATE AGENCIES
Warring, Warring Warring Trespasser

Jurisdiction and Authority is hereby challenged

(1) Now Comes: *Family Name Wishengrad: Given-Name Marc David*, Competent Sui Juris sovereign man, as Principle, an adult man, a living soul, a son of God, an ambassador of Christ, One of "We the People" a Creator of Government, who's status is well defined in Genesis 1:26-28, & 2:7, Job 32:21-22, Deuteronomy 1:17, Proverbs 28:21, Mathew 22:16, Galatians 2:6, in the Maccabees in Ecclesiasticus 4:22, 4:27, 10:5, 35:13. It is in any case a sin unto God to accept the Person. Therefore, it is absolutely against my beliefs

(2) My status is also further defined as an *American National whose Nationality New Yorker* who is native of the states as required in 8 CFR § 101.3, and 2016 GPO Styles Manual, page 95, § 5.23 Nationalities, etc. 5.23. In designating the natives of the states, the following forms will be used. See **Nationalities**: Example: *New Yorker* which is my Nationality. My estate and/or trust is, described in 26 USC 7701 (a) (31), as a TAX-EXEMPT "foreign estate or trust." And as a Non-Resident Alien Individual, in the Internal Revenue Code at [26 USC §7701 (b)(1)(B)].

(3) "We are sending this correspondence to make you aware of the unconstitutional Acts committed by your law enforcement agencies and state courts against the people of North Carolina. Those acts may or may not have been committed knowingly or unintentionally but we are writing to your office to ensure that those violations are brought to your attention so that they can be addressed and corrected". And "As you may or may not know, there are people in your state whose status is ostensibly different than the average US citizen and are considered Foreign Nationals or American Nationals with certain safeguards and protections under the law. Are primary concern is that their travel rights in your state are not infringed. (As referred to as one of the people of North Carolina) as outlined in the notice by united states of America Department of Travel address to Governor Pat McCrory 20301 Mail Service Center Raleigh, North Carolina 27699-0301 dated November 23, 2015

Declaration by Order to Show Cause Against THE PEOPLE OF THE STATE OF NEW YORK

(4) See *Chisholm vs Georgia* U. S. 2 Dall 419, 454, 1 L Ed 440, 455, and *Lansing v. Smith*, 4 Wend. 9 (N. Y.) (1829), 21 Am. Dec. 89 10C Const. Law Sec. 298; 18 C Em. Dom. Sec. 3, 228; 37 C Nav.Wat. Sec. 219; Nuls Sec. 1'67; 48 C Wharves Sec. 3, 7., Note: Am. Dec. American Decision, Wend. Wendell (N. Y.), that says "**The sovereignty devolved on the people, they are sovereigns without subjects and have none to govern but themselves**" and *People v Herkimer*, 4 Cowen (N. Y.) 345, 348 (1825 that says "**The people or sovereign are not bound by general word in statutes, restrictive of prerogative right, title or interest, unless expressly named.**"

(5) Therefore, there shall not be any presumption of my status, as it is my gift from God and my un-a-lien-able right of self determination. Being Sui Juris sovereign "of ones own right" is derived from taking dominion over all three jurisdictions, in being self governed. "We the people" lay down the law and when our public servants step outside of the law in which "we the people" laid down then they are committing a violation of emolument.

(6) "The courts have no right to decline the exercise of jurisdiction which is given, then to usurp that which is not given. The one or the other would be treason on the Constitution" See *United States vs Will*, 449 U. S. 200, 101

(7) Once jurisdiction is challenged, the court cannot proceed when it clearly appears that the court lacks jurisdiction, the court has no authority to reach merits, but rather, should dismiss the action. *Melo v. US*, 505 F2d 1026. and "Once jurisdiction is challenged it must be proven." *Hagans v. Levine* 415 US 533 note 3

(8) The law requires proof of jurisdiction to appear on the record of the administrative agency and all administrative proceedings." *Hagans v Lavine*, 415 U. S. 533. and "No sanction can be imposed absent proof of jurisdiction." *Stanard v. Olesen*, 74 S.Ct. 768 and

(9) "The law provides that once State / Federal Jurisdiction has been challenged, it must be proven." *Maine v. Thiboutot*, 100 S. Ct. 2502 (1980), and "Once challenged, jurisdiction cannot be assumed, it must be proved to exist." *Stuck v. Medical Examiners*, 94 CA2d 751.211 P2s 389, and "The burden shifts to the court to prove jurisdiction." *Rosemond v. Lambert*, 469 F2d 416, and

(10) "Court must prove on the record, all jurisdiction facts related to the jurisdiction asserted." *Lantana v. Hopper*, 102 F. 2d 188; *Chicago v. New York* 37 F Supp. 150, and Jurisdiction, once challenged, is to be proven, not by the court, but by the party attempting to assert jurisdiction. The burden of proof of jurisdiction lies with the asserter. The court is only to rule on the sufficiency of the proof tendered. *McNutt v. GMAC*, 298 US 178. Origins found in *Maxfield's Lessee v Levy*, 4 US 308

(11) Fact the alleged charging instrument without any sworn affidavit signed under penalty of perjury to establish probable cause alleges that statute without describing specifically what the crime was, were the alleged crime happened and who the alleged victim man was, what law from and authority without any facts supporting the charging instrument. The alleged charging instrument alleging a crime "traffic infractions" do not have any material factual evidence of damaged people or their property by the officer who issued the traffic ticket and the prosecutors has failed to disclose any material factual evidence of damaged people or their property listed on the traffic ticket by the officer who issued the traffic ticket thereby failing to disclose any material factual evidence to the person listed on the traffic ticket.

(12) Thereby establishing the fact it is a defective, falsified charging instrument, a state constitution and united states of America Constitutional Fourth, Fifth and Sixth Amendment violations, New York Law, a Brady violation see U.S. Supreme Court Volume 373, *Brady v. Maryland*, 373 U.S. 83 and acting under Color of law violations of United States code 18 USC 241, 242, 18 U. S. C. 2381, 18 U. S. C. 115, and 22 U. S. C. 611 and loses their qualified immunity.

(13) The Officer has committed False Public Alarm. See: New York Consolidated Laws, Penal Law - PEN § 240.55 Falsely reporting an incident in the second degree Current as of January 01, 2021. A person is guilty of falsely reporting an incident in the second degree when, knowing the information reported, conveyed or circulated to be false or baseless, he or she:

1. Initiates or circulates a false report.

(14) Specifically the officer who issued the traffic ticket and the prosecutors has failed to disclose the facts in law that the sovereign Man was exercising his "Private Right To Travel evidence/information within the traffic ticket as outlined below thereby resulting in violations above in numbers 1 through 13 above and numbers 15 through 26 below

(15) Distinction between Private Travel and Commercial Travel. "It is well known by the State and its agencies that there is an absolute distinction between **private travel and commercial travel**. When versing a motor vehicle Act, it is critical that the definitions used therein are strictly adhered to. It is further inextricable tactical that in order to enforce the motor vehicle code, the State, by any branch, must adhere to, and comply with, the whole act rule. Any prosecution, civil or criminal, commenced present to the motor vehicle act, must be in fact commercial, and it is the sole obligation of the State to prove that the act in question was in fact commercial". This is further factually documented in the Code of Federal Regulations CFR that establishes the fact in law that all drivers licenses are commercial in nature. **49 CFR 390.3 -- General applicability. § 390.3 General applicability. For Drivers License (a) The rules in subchapter B of this chapter are applicable to all employers, employees, and commercial motor vehicles that transport property or passengers in interstate commerce. (b) The rules in part 383 of this chapter, Commercial Driver's License Standards; Requirements and Penalties, are applicable to every person who operates a commercial motor vehicle, as defined in § 383.5 of this subchapter, in interstate or intrastate commerce and to all employers of such persons.** 49 CFR 383.5 Definitions Commerce Means: (1) Any trade, traffic, or transportation within the jurisdiction of the United States between a place in a State and a place outside of such State, including a place outside of the United States; or (2) Trade, traffic, and transportation in the United States that affects any trade, traffic, and transportation described in paragraph (1) of this definition. Commercial driver's license (CDL) means a license issued to an individual by a State or other jurisdiction of domicile, in accordance with the standards contained in this part, which authorizes the individual to operate a class of a commercial motor vehicle.

(16) It is a fact in law all State DMV Vehicle statue clearly **classifies Motor Vehicles used for commercial purposes and profit on the roads** only giving your State wide law-enforcement officers statutory authority to regulate commercial use of the roads only, **not one exercising their private right to travel personal private use on all Roads:** See your laws. **Statutes definition of a Motor Vehicle** is "American Mutual Liability Ins. Co., vs. Chaput, 60 A.2d 118, 120; 95 NH 200 Motor Vehicle: 18 U. S. C. Part 1 Chapter 2 section 31 **definitions: "(6) Motor vehicle. - The term "motor vehicle" means every description of carriage or other contrivance propelled or drawn by mechanical power and used for commercial purposes on the highways..."** (10) The term "**used for commercial purposes**" means the carriage of persons or property for any fare, fee, rate, charge or other consideration, or directly or indirectly in connection with any business, or other undertaking intended for profit", and Packard vs Banton, As District Attorney In and For the County of New York, Et Al. United States Supreme Court 264 U.S. 140 (1924) Mr. Justice Sutherland delivered the opinion of the Court. This is a suit to enjoin the enforcement of a statute of New York (Laws, 1922, c. 612, p. 1566) "**The statute requires every person, etc., engaged in the business of carrying passengers for hire in any motor vehicle..."** and

(17) STATE OF NEW YORK, Attorney General's Office, ALBANY, July 21 1909

Hon. Samuel S. Koenigsegg, Secretary of State, Albany, New York:

Dear Sir. Your favor of July 13th 1909, duly received. In Answer to your inquiry as to whether or not it is necessary for various members of a family who owned an automobile to procure a chauffeur's license in the event that different members of the family operate the automobile, I am of the opinion that such license is not necessary. **There is no provision of law that I am aware of requiring the owner of a motor car or any member of his family to procure a chauffeur's license to run such machine.** Subdivision 5 of section 280 of chapter 30 of the Consolidated laws defines the word "chauffeur " as follows: " shall mean any person operating a motor vehicle as mechanic, employee or for hire." Section 283 provides for the registration of such motor vehicle. Page 323. "**There is no requirement that the owner of a motor vehicle shall procure a license to run the same, nor is there any requirement that any other person shall do so, unless he proposes to become a chauffeur or a person conducting an automobile as an employee for hire or wages.**" Yours very truly, Edward R. O' Malley, Attorney General, and

(18) "Privately owned Buses not engaged in for hire Transportation are outside the jurisdiction of Division of Motor Vehicles enforcement of N. C. G. S. Article 17,Chapter 20****" 58 N. C. A. G. 1 It follows that those **people** (a Man/Woman) not engaged in extraordinary use of the highway for profit or gain are likewise outside the jurisdiction of the Division of Motor Vehicles, because all of the N. C. G. S. Article 17,Chapter 20 Statutes are directly connected and related to commercial commerce use of all roads and therefore only giving the Division of Motor Vehicles statutory authority and jurisdiction over commercial commerce use of roads.

(19) "Since a sale of personal property is not required to be evidenced by any written instrument in order to be valid, it has

been held in North Carolina that there may be a transfer of title to an automobile without complying with the registration statute which requires a transfer and delivery of a certificate of title." N.C. Law Review Vol. 32 page 545, Carolina Discount Corp. v. Landis Motor Co., 190 N.C. 157.

(20) Md.Code (1977, 2006 Repl.Vol.), § 16-102. **Persons exempt from the licensing requirements** Maryland Code, Transportation § 16-102, (iv) Except as provided for in Subtitle 8 of this title, the **vehicle is not a commercial motor vehicle** (a) **The licensing requirements of this title do not apply to:** (iv) Except as provided for in Subtitle 8 of this title, **the vehicle is not a commercial motor vehicle;** See Court of Appeals of Maryland. STATE of Maryland v. Christopher Carl SULLIVAN. No. 64, Sept. Term, 2008. Decided: March 09, 2009.

(21) Rules of The Department of Public Health Chapter 511-1-3 Vital Records 511-1-3-.01 **Forms.**

All forms, certificates, and reports used in the system of Vital Records are the property of the Georgia Department of Public Health and shall be surrendered to the State Registrar of Vital Records, hereinafter referred to as "State Registrar", upon demand. The forms prescribed and distributed by the State Registrar for reporting vital events shall be used only for official purposes. Only those forms furnished or approved by the State Registrar shall be used in the reporting of vital events or in making copies thereof. And New Jersey Statutes Title 26. Health and Vital Statistics New Jersey Statutes 26:8-1 person: includes corporations, companies, associations, societies, firms, partnerships and joint stock companies as well as individuals, unless restricted by the context to an individual as distinguished from a corporate entity or specifically restricted to one or some of the above enumerated synonyms and, when used to designate the owner of property which may be the subject of an offense, includes this State, the United States, any other State of the United States as defined infra and any foreign country or government lawfully owning or possessing property within this State. See New Jersey Statutes 1:1-2 State: extends to and includes any State, territory or possession of the United States, the District of Columbia and the Canal Zone. See New Jersey Statutes 1:1-2, and North Carolina General Statutes Article 4 Vital Statistics Section 130A-93, and G.S. 130A-99, Chapter 161 Section (b) "All birth records and data are State property and shall be managed only in accordance with official disposition instructions prepared by the Department of Natural and Cultural Resources". And

(22) RM 10212.001 Defining the Legal Name for an SSN A. What is the legal name For SSA enumeration purposes, a legal name consists of a: first name; and last name, and 1. Middle name We do not consider the middle name part of the legal name, and 2. **Given name = full first name and middle name**, B. Evidence of legal name 1. US born individual In general, a US born person's legal name is the name shown on his or her U.S. birth certificate, and Source: <https://secure.ssa.gov/poms.nsf/lnx/0110212001> **Foot-Note 4: "Every taxpayer is a cestui qui trust having sufficient interest in the preventing abuse of the trust to be recognized in the field of this court's prerogative jurisdiction as relate to in the proceedings to set sovereign authority in motion by action". In Re Bolens (1912), 135 N.W. 164, Washington supreme Court.**

(23) "The courts have no right to decline the exercise of jurisdiction which is given, then to usurp that which is not given. The one or the other would be treason on the Constitution" See United States vs Will, 449 U. S. 200, 101

(24) The officer who issued the traffic ticket and prosecutors are in violation of Federal Laws acting under Color of law in violations of 18 U. S. C. 341, 342, state constitution and united states of America Constitutional Fourth, Fifth and Sixth Amendment violations, New York Law, a Brady violation see U.S. Supreme Court Volume 373, Brady v. Maryland, 373 U.S. 83 and 18 U. S. C. 2381, 18 U. S. C. 115, and 22 U. S. C. 611 and loses their qualified immunity and *United States Code 18 USC 1028a and 18 USC 1341, 18 USC 2381, in violation United States Code 18 USC 1201, Human Trafficking in violation United States Code 18 USC 1591, Criminal Copyright infringement punishable by 17 U.S.C.506(a) and United States Code 18 USC 1201.*

Opportunity to Cure

(25) *Dismiss all charges with prejudice for lack of jurisdiction and authority and provide written certification to that fact, failure to do so will result in the trespassers named herein being liable for damages to Make full payment to Family Name Wishengrad: Given-Name Marc David for the damages \$ 8,000,000 outlined in numbers 1 through 25 caused to me, Claimant within thirty days. I reserve the right to "Amend" this document without leave of the court for the "truth" and "facts" to be clearly stated, and revealed, and*

Verification:

(26) I, the private man non-resident Family Name Wishengrad: Given-Name Marc David **beneficiary** Claimant at Law do hereby declare according to the Laws **for the united states of America** present to **United States Code 28 U. S. 1746 (1)** that the foregoing accounting of facts above are factual and correct, complete and not misleading in any way to the best of my knowledge so help me, and If a fact stated herein, is proven wrong by facts, law, and evidence, I reserve the right to "Amend" this document for the "facts" to be clearly stated, and

autographed

Wishengrad: Marc David

Family Name Wishengrad: Given-Name Marc David
beneficiary Claimant at Law
Private Man **non-resident In Propria Persona Sui Juris**

Notice Using a notary public on this document does not constitute any adhesion, nor does it alter my status in any matter.
The purpose of a notary is verification and identification only and not for entrance into any foreign jurisdiction.

Jurat Certificate

New York-county]

New York] SS.

Subscribed and affirmed before me this 13 day Fifth **Month May** in the year of our Lord and Savior **Two Thousand**

Five

Maria C. Caseres

Notary Public

MARIA C. CASERES
Notary Public, State of New York
No. 31-4926158
Qualified in New York County
Certificate filed in New York County
Commission Expires 8/1/26

Seal:

Address of Notary _____



UNIFORM APPEARANCE TICKET

The People of the State of New York

vs D WISHENGRAD

Date of Birth

6/12/1967

Appearance Ticket # (if assigned):

ADFDR01K9DCQ3

Arrest/Complaint #s (if assigned):

DEFENDANT CONTACT INFORMATION

Address on ID: 220 DEAD END ROAD JEFFERSON NY 12093

Mailing Address: PO BOX 3 JEFFERSON NEW YORK 12093
(if different than ID address)

Cell Phone: (917) 701-7675

Home Phone:

Email Address: MARCWISHPIC@GMAIL.COM

CHARGES

You have been charged with the following offenses:

| Charge Description | Law/Section/Subsection |
|---------------------------------|------------------------|
| RESISTING ARREST | 205.30 PENAL |
| City/Town/Village of Occurrence | County of Occurrence |
| ROSENDALE, TOWN OF - 5663 | ULSTER |

COURT DATE

You are hereby directed to appear in the following court to answer the above charge(s):

Court: ROSENDALE TOWN COURT

Location: 1915 LUCAS AVE COTTEKILL NY 12419

Part/Room:

Date: 5/13/2025

Time: 5:00 AM ☐ PM ☒

If you do not appear to answer the above charges, a warrant may be issued for your arrest, and you may face additional charges that could subject you to a fine, imprisonment or both if you are convicted.
NOTICE: You are advised to consult an attorney as soon as possible regarding this matter.

Arresting Agency: TOWN OF ROSENDALE

Carrie E. Rogers
Signature of Issuing Officer251
Shield

Command/PCT/TZS

5/1/2025
Date11:56
TimeAM ☒
PM ☐

DR01K9DCGHTo be completed by Police Officer
and given to Motorist

POLICE AGENCY

ROSENDALE PD

Local Police Code

Last Name(Defendant)

WISHENGRAD

First Name

MARC

M.I.

DNumber and Street
220 DEAD END ROAD

Apt. No.

Photo Lic Shown

City
JEFFERSONState
NYZip Code
12093Owner Oper.
☒Lic. Class
DClient ID Number
507411904Sex
MDate Expires
06/12/2025Lic. State
NYDate of Birth
06/12/1967Veh. Type
1Year
2006Make
HONDColor
GYPlate Number
HCE2059Reg. State
NYRegistration Expires
11/09/2025

THE PERSON DESCRIBED ABOVE IS CHARGED AS FOLLOWS

Time
11:46 AMDate of Offense
05/01/2025IN VIOLATION OF
NYS V AND T LAWSection Sub Section
1128ATr Inf Misd Felony
☒ ☐ ☐

MPH

MPH Zone

Description of Violation

MOVED FROM LANE UNSAFELY

US DOT#

CDL Veh

Bus

Haz Mat

Place of Occurrence
STATE ROUTE 32Hwy. No.
32Loc. Code
5663

C/TV Name

ROSENDALE, TOWN OF - 5663County
ULSTERHwy. Type
2NCIC/ORI
05590

AFFIRMED UNDER PENALTY OF PERJURY

Date Affirmed
05/01/2025

Off Assign

Arrest Type
1 - PATROLBadge/Shield
251

(Officer's Signature)

Officer's Last Name
FAGERSTROMFirst Name
C

M.I.

Radar Officer's Signature

THIS MATTER IS SCHEDULED TO BE HANDLED ON THE APPEARANCE DATE BELOW

ROSENDALE TOWN COURT

Address

1915 LUCAS AVECity
COTTEKILLState
NYZip
12419☒ RETURN BY MAIL BEFORE OR IN PERSON ON:

Date

05/13/2025

Time

5:00 PM☐ MUST APPEAR IN PERSON ON:

A PLEA OF GUILTY TO THIS CHARGE IS EQUIVALENT TO A CONVICTION AFTER TRIAL. IF YOU ARE CONVICTED, NOT ONLY WILL YOU BE LIABLE TO A PENALTY, BUT IN ADDITION YOUR LICENSE TO DRIVE A MOTOR VEHICLE OR MOTORCYCLE, AND YOUR CERTIFICATE OF REGISTRATION, IF ANY, ARE SUBJECT TO SUSPENSION AND REVOCATION AS PRESCRIBED BY LAW.

Conviction may subject you to a mandatory surcharge and/or Driver Responsibility Assessment as prescribed by law.

Your failure to respond may result in a warrant for your arrest or suspension of your driver's license and/or a default judgement against you.

TO PLEAD BY MAIL

(NOT TO BE USED FOR MISDEMEANORS OR FELONIES)

- If you are pleading "GUILTY" by mail, place an "X" through SECTION B, then complete and sign SECTION A.
- If you are pleading "NOT GUILTY" by mail, place an "X" through SECTION A, then complete and sign SECTION B.

- Mail this form to the Court noted on this ticket by Registered, Certified, or First Class Mail, with Return Receipt Requested.

- DO NOT use this form for Misdemeanors or Felonies or for a third or subsequent speeding violation in an 18 month period, instead you must appear in the Court noted on this ticket in person.

- If the Court denies your plea, you will be notified by mail to appear in the Court noted on the front of this ticket.

SECTION A - PLEA OF GUILTY

To the Court listed on the other side of this ticket:

I, _____

residing at _____

have been charged with the violation as specified on the other side of this ticket. I acknowledge receipt of the warning printed in bold type on the other side of this ticket, and I waive arraignment in open court and the aid of an Attorney. I plead GUILTY to the offense as charged and request that this charge be disposed of and a fine or penalty fixed by the court.

Additionally, I make the following statement of explanation (optional):

All statements are made under penalty of perjury:

Date: _____ Signed: _____

SECTION B - PLEA OF NOT GUILTY

The following notice applies to you if the officer did not issue you a supporting deposition with your ticket.

NOTICE: YOU ARE ENTITLED TO RECEIVE A SUPPORTING DEPOSITION FURTHER EXPLAINING THE CHARGES PROVIDED YOU REQUEST SUCH SUPPORTING DEPOSITION WITHIN THIRTY (30) DAYS FROM THE DATE YOU ARE DIRECTED TO RESPOND TO THE COURT NOTED ON THE OTHER SIDE OF THIS APPEARANCE TICKET. DO YOU REQUEST A SUPPORTING DEPOSITION?

Yes ☐ No ☐

SUPPORTING DEPOSITION PROVIDED WHEN THIS TICKET WAS ISSUED?

NO ☒SPEEDING (Gen 101) ☐GENERAL (Gen 101A) ☐

Signature _____

Address _____

City _____

State _____

Zip Code _____

NOTE: Mail this NOT GUILTY Plea within 48 hours. The court will notify you by First Class Mail of your appearance date.

APPLICANTS UNDER 18 YEARS OF AGE

MUST SUBMIT NAME AND ADDRESS OF PARENT OR GUARDIAN BELOW.

Name of Parent or Guardian _____

Address _____

City _____

State _____

Zip Code _____

FAILURE TO ANSWER THIS TICKET WILL RESULT IN THE SUSPENSION OF YOUR LICENSE AND A DEFAULT JUDGEMENT AGAINST YOU.

UTD-1.7 (4/02)

**DR01K9DCGH**

DR01K9DCF8

To be completed by Police Officer
and given to Motorist

POLICE AGENCY

ROSENDALE PD
Local Police Code

| | | | | |
|---|------------------------------------|---------------------------|--|---|
| Last Name(Defendant) WISHENGRAD | | First Name MARC | | M.I. D |
| Number and Street 220 DEAD END ROAD | | | Apt. No. | Photo Lic Shown <input type="checkbox"/> |
| City JEFFERSON | State NY | Zip Code 12093 | Owner Oper. <input checked="" type="checkbox"/> | Lic. Class D |
| Client ID Number 507411904 | | | Sex M | Date Expires 06/12/2025 |
| Lic. State NY | Date of Birth 06/12/1967 | Veh. Type 1 | Year 2006 | Make HOND |
| Plate Number HCE2059 | | Reg. State NY | Registration Expires 11/09/2025 | |

THE PERSON DESCRIBED ABOVE IS CHARGED AS FOLLOWS

| | | | | |
|--|--------------------------------------|---|----------------------------------|-------------------------------------|
| Time 11:46 AM | Date of Offense 05/01/2025 | IN VIOLATION OF NYS V AND T LAW | | |
| Section 4024 | Sub Section | Tr Inf <input checked="" type="checkbox"/> | Misd <input type="checkbox"/> | Felony <input type="checkbox"/> |
| Description of Violation IMPROPER PLATES | | US DOT# | | |
| | | CDL Veh <input type="checkbox"/> | Bus <input type="checkbox"/> | Haz Mat <input type="checkbox"/> |
| Place of Occurrence STATE ROUTE 32 | | Hwy. No. 32 | Loc. Code 5663 | |
| C/T/V Name ROSENDALE, TOWN OF - 5663 | County ULSTER | Hwy. Type 2 | NCIC/ORI 05590 | |
| AFFIRMED UNDER PENALTY OF PERJURY | | Date Affirmed 05/01/2025 | Off Assign | |
| (Officer's Signature) <i>Cornelius</i> | | Arrest Type 1 - PATROL | | |
| Officer's Last Name FAGERSTROM | | Badge/Shield 251 | | |
| First Name C | | M.I. | | |
| Radar Officer's Signature | | | | |

THIS MATTER IS SCHEDULED TO BE HANDLED ON THE APPEARANCE DATE BELOW

| | | |
|--|------------------------|---------------------|
| ROSENDALE TOWN COURT | | |
| Address 1915 LUCAS AVE | | |
| City COTTEKILL | State NY | Zip 12419 |
| <input checked="" type="checkbox"/> RETURN BY MAIL BEFORE OR IN PERSON ON: <input type="checkbox"/> MUST APPEAR IN PERSON ON: | | |
| Date 05/13/2025 | Time 5:00 PM | |

A PLEA OF GUILTY TO THIS CHARGE IS EQUIVALENT TO A CONVICTION AFTER TRIAL. IF YOU ARE CONVICTED, NOT ONLY WILL YOU BE LIABLE TO A PENALTY, BUT IN ADDITION YOUR LICENSE TO DRIVE A MOTOR VEHICLE OR MOTORCYCLE, AND YOUR CERTIFICATE OF REGISTRATION, IF ANY, ARE SUBJECT TO SUSPENSION AND REVOCATION AS PRESCRIBED BY LAW.

Conviction may subject you to a mandatory surcharge and/or Driver Responsibility Assessment as prescribed by law.

Your failure to respond may result in a warrant for your arrest or suspension of your driver's license and/or a default judgement against you.

TO PLEAD BY MAIL

(NOT TO BE USED FOR MISDEMEANORS OR FELONIES)

- If you are pleading "GUILTY" by mail, place an "X" through SECTION B, then complete and sign SECTION A.
 - If you are pleading "NOT GUILTY" by mail, place an "X" through SECTION A, then complete and sign SECTION B.
 - Mail this form to the Court noted on this ticket by Registered, Certified, or First Class Mail, with Return Receipt Requested.
 - DO NOT use this form for Misdemeanors or Felonies or for a third or subsequent speeding violation in an 18 month period, instead you must appear in the Court noted on this ticket in person.
 - If the Court denies your plea, you will be notified by mail to appear in the Court noted on the front of this ticket.

SECTION A - PLEA OF GUILTY

To the Court listed on the other side of this ticket:

I, _____
 residing at _____
 have been charged with the violation as specified on the other side of this ticket. I acknowledge receipt of the warning printed in bold type on the other side of this ticket, and I waive arraignment in open court and the aid of an Attorney. I plead GUILTY to the offense as charged and request that this charge be disposed of and a fine or penalty fixed by the court.

Additionally, I make the following statement of explanation (optional):

All statements are made under penalty of perjury:

Date: _____ Signed: _____

SECTION B - PLEA OF NOT GUILTY

The following notice applies to you if the officer did not issue you a supporting deposition with your ticket.

NOTICE: YOU ARE ENTITLED TO RECEIVE A SUPPORTING DEPOSITION FURTHER EXPLAINING THE CHARGES PROVIDED YOU REQUEST SUCH SUPPORTING DEPOSITION WITHIN THIRTY (30) DAYS FROM THE DATE YOU ARE DIRECTED TO RESPOND TO THE COURT NOTED ON THE OTHER SIDE OF THIS APPEARANCE TICKET. DO YOU REQUEST A SUPPORTING DEPOSITION?

Yes ☐ No ☐

SUPPORTING DEPOSITION PROVIDED WHEN THIS TICKET WAS ISSUED?

NO ☒ SPEEDING (Gen 101) ☐
 GENERAL (Gen 101A) ☐

Signature _____
Address _____

City _____ State _____ Zip Code _____

NOTE: Mail this NOT GUILTY Plea within 48 hours. The court will notify you by First Class Mail of your appearance date.

APPLICANTS UNDER 18 YEARS OF AGE

MUST SUBMIT NAME AND ADDRESS OF PARENT OR GUARDIAN BELOW.

Name of Parent or Guardian _____

Address _____

City _____ State _____ Zip Code _____

FAILURE TO ANSWER THIS TICKET WILL RESULT IN THE SUSPENSION OF YOUR LICENSE AND A DEFAULT JUDGEMENT AGAINST YOU.

UTD-1.7 (4/02)



DR01K9DCF8

DR01K9DCCW

To be completed by Police Officer
and given to Motorist

POLICE AGENCY

ROSENDALE PD

Local Police Code

Last Name(Defendant)

WISHENGRAD

First Name

MARC

M.I.

D

Number and Street
220 DEAD END ROAD

Apt. No.

Photo Lic Shown

City
JEFFERSONState
NYZip Code
12093

Owner Oper.

Lic. Class
DClient ID Number
507411904Sex
MDate Expires
06/12/2025Lic. State
NYDate of Birth
06/12/1967Veh. Type
1Year
2006Make
HONDColor
GYPlate Number
HCE2059Reg. State
NYRegistration Expires
11/09/2025

THE PERSON DESCRIBED ABOVE IS CHARGED AS FOLLOWS

Time
11:46 AMDate of Offense
05/01/2025IN VIOLATION OF
NYS V AND T LAWSection Sub Section
3191U

Tr Inf Misd Felony

MPH

MPH Zone

Description of Violation
OPERATING WITHOUT INSURANCE

US DOT#

CDL Veh

Bus

Haz Mat

Place of Occurrence
STATE ROUTE 32Hwy. No.
32Loc. Code
5663C/T/V Name
ROSENDALE, TOWN OF - 5663County
ULSTERHwy. Type
2NCIC/ORI
05590

AFFIRMED UNDER PENALTY OF PERJURY

Date Affirmed
05/01/2025

Off Assign

(Officer's Signature)

*Cosmic Eagle*Arrest Type
1 - PATROL

Badge/Shield 251

Officer's Last Name
FAGERSTROMFirst Name
C

M.I.

Radar Officer's Signature

THIS MATTER IS SCHEDULED TO BE HANDLED ON THE APPEARANCE DATE BELOW

ROSENDALE TOWN COURT

Address
1915 LUCAS AVECity
COTTEKILLState
NYZip
12419☒ RETURN BY MAIL BEFORE OR IN PERSON ON:Date
05/13/2025Time
5:00 PM☐ MUST APPEAR IN PERSON ON:

A PLEA OF GUILTY TO THIS CHARGE IS EQUIVALENT TO A CONVICTION AFTER TRIAL. IF YOU ARE CONVICTED, NOT ONLY WILL YOU BE LIABLE TO A PENALTY, BUT IN ADDITION YOUR LICENSE TO DRIVE A MOTOR VEHICLE OR MOTORCYCLE, AND YOUR CERTIFICATE OF REGISTRATION, IF ANY, ARE SUBJECT TO SUSPENSION AND REVOCATION AS PRESCRIBED BY LAW.

Conviction may subject you to a mandatory surcharge and/or Driver Responsibility Assessment as prescribed by law.

Your failure to respond may result in a warrant for your arrest or suspension of your driver's license and/or a default judgement against you.

TO PLEAD BY MAIL

(NOT TO BE USED FOR MISDEMEANORS OR FELONIES)

- If you are pleading "GUILTY" by mail, place an "X" through SECTION B, then complete and sign SECTION A.
- If you are pleading "NOT GUILTY" by mail, place an "X" through SECTION A, then complete and sign SECTION B.

- Mail this form to the Court noted on this ticket by Registered, Certified, or First Class Mail, with Return Receipt Requested.

- DO NOT use this form for Misdemeanors or Felonies or for a third or subsequent speeding violation in an 18 month period, instead you must appear in the Court noted on this ticket in person.

- If the Court denies your plea, you will be notified by mail to appear in the Court noted on the front of this ticket.

SECTION A - PLEA OF GUILTY

To the Court listed on the other side of this ticket:

I, _____
residing at _____
have been charged with the violation as specified on the other side of this ticket. I acknowledge receipt of the warning printed in bold type on the other side of this ticket, and I waive arraignment in open court and the aid of an Attorney. I plead GUILTY to the offense as charged and request that this charge be disposed of and a fine or penalty fixed by the court.

Additionally, I make the following statement of explanation (optional):

All statements are made under penalty of perjury:

Date: _____ Signed: _____

SECTION B - PLEA OF NOT GUILTY

The following notice applies to you if the officer did not issue you a supporting deposition with your ticket.

NOTICE: YOU ARE ENTITLED TO RECEIVE A SUPPORTING DEPOSITION FURTHER EXPLAINING THE CHARGES PROVIDED YOU REQUEST SUCH SUPPORTING DEPOSITION WITHIN THIRTY (30) DAYS FROM THE DATE YOU ARE DIRECTED TO RESPOND TO THE COURT NOTED ON THE OTHER SIDE OF THIS APPEARANCE TICKET. DO YOU REQUEST A SUPPORTING DEPOSITION?

Yes ☐ No ☐

SUPPORTING DEPOSITION PROVIDED WHEN THIS TICKET WAS ISSUED?

NO ☒SPEEDING (Gen 101) ☐GENERAL (Gen 101A) ☐

Signature _____

Address _____

City _____ State _____ Zip Code _____

NOTE: Mail this NOT GUILTY Plea within 48 hours. The court will notify you by First Class Mail of your appearance date.

APPLICANTS UNDER 18 YEARS OF AGE

MUST SUBMIT NAME AND ADDRESS OF PARENT OR GUARDIAN BELOW.

Name of Parent or Guardian _____

Address _____

City _____ State _____ Zip Code _____

FAILURE TO ANSWER THIS TICKET WILL RESULT IN THE SUSPENSION OF YOUR LICENSE AND A DEFAULT JUDGEMENT AGAINST YOU.

UTD-1.7 (4/02)



DR01K9DCCW

DR01K9DC32

To be completed by Police Officer
and given to Motorist

POLICE AGENCY

ROSENDALE PD
Local Police Code

Last Name(Defendant)

WISHENGRAD

First Name

MARC

M.I.

D

Number and Street
220 DEAD END ROAD

Apt. No.

Photo Lic Shown

City

JEFFERSON

State

NY

Zip Code

12093

Owner Oper.

M

Lic. Class

D

Client ID Number

507411904

Sex

M

Date Expires

06/12/2025

Lic. State

NY

Date of Birth

06/12/1967

Veh. Type

1

Year

2006

Make

HOND

Color

GY

Plate Number

HCE2059

Reg. State

NY

Registration Expires

11/09/2025

THE PERSON DESCRIBED ABOVE IS CHARGED AS FOLLOWS

Time

11:46 AM

Date of Offense

05/01/2025

IN VIOLATION OF

NYS V AND T LAW

Section Sub Section

512

Tr Inf Misd Felony

0

0

0

MPH

MPH Zone

Description of Violation

OPERATING WHILE REGISTRATION SUSP/REVOKED

US DOT#

CDL Veh

Bus

Haz Mat

Place of Occurrence

STATE ROUTE 32

Hwy. No.

32

Loc. Code

5663

C/T/V Name

ROSENDALE, TOWN OF - 5663

County

ULSTER

Hwy. Type

2

NCIC/ORI

05590

AFFIRMED UNDER PENALTY OF PERJURY

Date Affirmed

05/01/2025

Off Assign

Arrest Type

1 - PATROL

Badge/Shield

251

(Officer's Signature)

Officer's Last Name
FAGERSTROM

First Name

C

M.I.

Radar Officer's Signature

THIS MATTER IS SCHEDULED TO BE HANDLED ON THE APPEARANCE DATE BELOW

ROSENDALE TOWN COURT

Address

1915 LUCAS AVE

City

COTTEKILL

State

NY

Zip

12419

RETURN BY MAIL BEFORE OR IN PERSON ON:

Date

05/13/2025

Time

5:00 PM

MUST APPEAR IN PERSON ON:

A PLEA OF GUILTY TO THIS CHARGE IS EQUIVALENT TO A CONVICTION AFTER TRIAL. IF YOU ARE CONVICTED, NOT ONLY WILL YOU BE LIABLE TO A PENALTY, BUT IN ADDITION YOUR LICENSE TO DRIVE A MOTOR VEHICLE OR MOTORCYCLE, AND YOUR CERTIFICATE OF REGISTRATION, IF ANY, ARE SUBJECT TO SUSPENSION AND REVOCATION AS PRESCRIBED BY LAW.

Conviction may subject you to a mandatory surcharge and/or Driver Responsibility Assessment as prescribed by law.

Your failure to respond may result in a warrant for your arrest or suspension of your driver's license and/or a default judgement against you.

TO PLEAD BY MAIL

(NOT TO BE USED FOR MISDEMEANORS OR FELONIES)

- If you are pleading "GUILTY" by mail, place an "X" through SECTION B, then complete and sign SECTION A.
- If you are pleading "NOT GUILTY" by mail, place an "X" through SECTION A, then complete and sign SECTION B.

- Mail this form to the Court noted on this ticket by Registered, Certified, or First Class Mail, with Return Receipt Requested.

- DO NOT use this form for Misdemeanors or Felonies or for a third or subsequent speeding violation in an 18 month period, instead you must appear in the Court noted on this ticket in person.

- If the Court denies your plea, you will be notified by mail to appear in the Court noted on the front of this ticket.

SECTION A - PLEA OF GUILTY

To the Court listed on the other side of this ticket:

I, _____
residing at _____

have been charged with the violation as specified on the other side of this ticket. I acknowledge receipt of the warning printed in bold type on the other side of this ticket, and I waive arraignment in open court and the aid of an Attorney. I plead GUILTY to the offense as charged and request that this charge be disposed of and a fine or penalty fixed by the court.

Additionally, I make the following statement of explanation (optional):

All statements are made under penalty of perjury:

Date: _____ Signed: _____

SECTION B - PLEA OF NOT GUILTY

The following notice applies to you if the officer did not issue you a supporting deposition with your ticket.

NOTICE: YOU ARE ENTITLED TO RECEIVE A SUPPORTING DEPOSITION FURTHER EXPLAINING THE CHARGES PROVIDED YOU REQUEST SUCH SUPPORTING DEPOSITION WITHIN THIRTY (30) DAYS FROM THE DATE YOU ARE DIRECTED TO RESPOND TO THE COURT NOTED ON THE OTHER SIDE OF THIS APPEARANCE TICKET. DO YOU REQUEST A SUPPORTING DEPOSITION?

Yes ☐ No ☐

SUPPORTING DEPOSITION PROVIDED WHEN THIS TICKET WAS ISSUED?

NO ☒SPEEDING (Gen 101) ☐GENERAL (Gen 101A) ☐

Signature _____

Address _____

City _____

State _____

Zip Code _____

NOTE: Mail this NOT GUILTY Plea within 48 hours. The court will notify you by First Class Mail of your appearance date.

APPLICANTS UNDER 18 YEARS OF AGE

MUST SUBMIT NAME AND ADDRESS OF PARENT OR GUARDIAN BELOW.

Name of Parent or Guardian _____

Address _____

City _____

State _____

Zip Code _____

FAILURE TO ANSWER THIS TICKET WILL RESULT IN THE SUSPENSION OF YOUR LICENSE AND A DEFAULT JUDGEMENT AGAINST YOU.

UTD-1.7 (4/02)



DR01K9DC32

DR01K9DCLX

To be completed by Police Officer
and given to Motorist

POLICE AGENCY

ROSENDALE PD
Local Police Code

| | | | | |
|---|------------------------------------|---------------------------|---|------------------------|
| Last Name(Defendant) WISHENGRAD | | First Name MARC | | M.I. D |
| Number and Street 220 DEAD END ROAD | | Apt. No. | Photo Lic Shown | |
| City JEFFERSON | State NY | Zip Code 12093 | Owner Oper. <input checked="" type="radio"/> | Lic. Class D |
| Client ID Number 507411904 | | Sex M | Date Expires 06/12/2025 | |
| Lic. State NY | Date of Birth 06/12/1967 | Veh. Type 1 | Year 2006 | Make HOND |
| Plate Number HCE2059 | | Reg. State NY | Registration Expires 11/09/2025 | |

THE PERSON DESCRIBED ABOVE IS CHARGED AS FOLLOWS

| | | | | |
|---|--|---|--------------------------|-----------------------|
| Time 11:46 AM | Date of Offense 05/01/2025 | IN VIOLATION OF NYS V AND T LAW | | |
| Section Sub Section 1120A | Tr Inf Misd Felony <input checked="" type="radio"/> <input type="radio"/> <input type="radio"/> | MPH | MPH Zone | |
| Description of Violation FAILED TO KEEP RIGHT | | US DOT# | | |
| | | CDL Veh | Bus | Haz Mat |
| | | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| Place of Occurrence STATE ROUTE 32 | | Hwy. No. 32 | Loc. Code 5663 | |
| C/T/V Name ROSENDALE, TOWN OF - 5663 | County ULSTER | Hwy. Type 2 | NCIC/ORI 05590 | |
| AFFIRMED UNDER PENALTY OF PERJURY | | Date Affirmed 05/01/2025 | Off Assign | |
| (Officer's Signature) <i>Cornelius</i> | | Arrest Type 1 - PATROL | | |
| Officer's Last Name FAGERSTROM | | Badge/Shield 251 | | |
| First Name C | | M.I. | | |
| Radar Officer's Signature | | | | |

THIS MATTER IS SCHEDULED TO BE HANDLED ON THE APPEARANCE DATE BELOW

| | | |
|---|--------------------|---------------------------|
| ROSENDALE TOWN COURT | | |
| Address 1915 LUCAS AVE | | |
| City COTTEKILL | State NY | Zip 12419 |
| <input checked="" type="radio"/> RETURN BY MAIL BEFORE OR IN PERSON ON: | | Date 05/13/2025 |
| <input type="radio"/> MUST APPEAR IN PERSON ON: | | Time 5:00 PM |

A PLEA OF GUILTY TO THIS CHARGE IS EQUIVALENT TO A CONVICTION AFTER TRIAL. IF YOU ARE CONVICTED, NOT ONLY WILL YOU BE LIABLE TO A PENALTY, BUT IN ADDITION YOUR LICENSE TO DRIVE A MOTOR VEHICLE OR MOTORCYCLE, AND YOUR CERTIFICATE OF REGISTRATION, IF ANY, ARE SUBJECT TO SUSPENSION AND REVOCATION AS PRESCRIBED BY LAW.

Conviction may subject you to a mandatory surcharge and/or Driver Responsibility Assessment as prescribed by law.

Your failure to respond may result in a warrant for your arrest or suspension of your driver's license and/or a default judgement against you.

TO PLEAD BY MAIL

(NOT TO BE USED FOR MISDEMEANORS OR FELONIES)

- If you are pleading "GUILTY" by mail, place an "X" through SECTION B, then complete and sign SECTION A.
- If you are pleading "NOT GUILTY" by mail, place an "X" through SECTION A, then complete and sign SECTION B.
- Mail this form to the Court noted on this ticket by Registered, Certified, or First Class Mail, with Return Receipt Requested.
- DO NOT use this form for Misdemeanors or Felonies or for a third or subsequent speeding violation in an 18 month period, instead you must appear in the Court noted on this ticket in person.
- If the Court denies your plea, you will be notified by mail to appear in the Court noted on the front of this ticket.

SECTION A - PLEA OF GUILTY

To the Court listed on the other side of this ticket:

I, _____
residing at _____
have been charged with the violation as specified on the other side of this ticket. I acknowledge receipt of the warning printed in bold type on the other side of this ticket, and I waive arraignment in open court and the aid of an Attorney. I plead GUILTY to the offense as charged and request that this charge be disposed of and a fine or penalty fixed by the court.

Additionally, I make the following statement of explanation (optional):

All statements are made under penalty of perjury:

Date: _____ Signed _____

SECTION B - PLEA OF NOT GUILTY

The following notice applies to you if the officer did not issue you a supporting deposition with your ticket.

NOTICE: YOU ARE ENTITLED TO RECEIVE A SUPPORTING DEPOSITION FURTHER EXPLAINING THE CHARGES PROVIDED YOU REQUEST SUCH SUPPORTING DEPOSITION WITHIN THIRTY (30) DAYS FROM THE DATE YOU ARE DIRECTED TO RESPOND TO THE COURT NOTED ON THE OTHER SIDE OF THIS APPEARANCE TICKET. DO YOU REQUEST A SUPPORTING DEPOSITION?

Yes ☐ No ☐

SUPPORTING DEPOSITION PROVIDED WHEN THIS TICKET WAS ISSUED?

NO ☒ SPEEDING (Gen 101) ☐
GENERAL (Gen 101A) ☐

Signature _____
Address _____

City _____ State _____ Zip Code _____

NOTE: Mail this NOT GUILTY Plea within 48 hours. The court will notify you by First Class Mail of your appearance date.

APPLICANTS UNDER 18 YEARS OF AGE

MUST SUBMIT NAME AND ADDRESS OF PARENT OR GUARDIAN BELOW.

Name of Parent or Guardian _____

Address _____

City _____ State _____ Zip Code _____

FAILURE TO ANSWER THIS TICKET WILL RESULT IN THE SUSPENSION OF YOUR LICENSE AND A DEFAULT JUDGEMENT AGAINST YOU.

UTD-1.7 (4/02)



DR01K9DCLX